

IN THE UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

| | | |
|-----------------------------------|---|---------------------|
| OZBURN-HESSEY LOGISTICS, LLC |) | |
| |) | |
| Petitioner-Cross-Respondent, |) | |
| |) | |
| v. |) | |
| |) | |
| NATIONAL LABOR RELATIONS BOARD |) | |
| |) | |
| Cross-Petitioner, |) | |
| |) | No. 19-1054/19-1090 |
| and |) | |
| |) | |
| UNITED STEEL, PAPER AND FORESTRY, |) | |
| RUBBER, MANUFACTURING, ENERGY, |) | |
| ALLIED INDUSTRIAL AND SERVICE |) | |
| WORKERS INTERNATIONAL UNION, |) | |
| AFL-CIO-CLC, |) | |
| |) | |
| Intervenor. |) | |

**UNOPPOSED MOTION OF INTERVENOR UNITED STEEL, PAPER AND
FORESTRY, RUBBER, MANUFACTURING, ENERGY, ALLIED
INDUSTRIAL AND SERVICE WORKERS INTERNATIONAL UNION,
AFL-CIO-CLC FOR LEAVE OF COURT TO PARTICIPATE IN THE
ORAL ARGUMENT SCHEDULED FOR OCTOBER 16, 2019**

To the Honorable, the Judges of the United States
Court of Appeals for the Sixth Circuit:

Intervenor United Steel, Paper and Forestry, Rubber, Manufacturing,
Energy, Allied Industrial and Service Workers International Union, AFL-CIO-CLC
("Union"), by its undersigned counsel, respectfully moves for leave of Court to

participate in the oral argument scheduled for October 16, 2019. In support of its motion, the Union states as follows:

1. The oral argument for this case is scheduled for October 16, 2019 at 9:00 a.m. before a three-judge panel.
2. On August 30, 2019, the Court issued its Notice of Oral Argument allotting the time for oral argument. The Notice allotted fifteen (15) minutes per side.
3. Respondent, National Labor Relations Board (NLRB), has agreed to share its allotted fifteen (15) minutes for oral argument with the Union as follows: eleven (11) minutes for Respondent and four (4) minutes for the Union.
4. The Union will be directly impacted by the decision of this Court.
5. The Union has communicated with counsel for the Petitioner and the Respondent and neither opposes the Union's motion to participate in the oral argument as set forth above.

WHEREFORE, Intervenor Union respectfully requests this Court to grant its motion to participate in the oral argument scheduled for October 16, 2019 by permitting the Union's counsel to share four (4) minutes of Respondent's allotted fifteen (15) minutes for oral argument.

Respectfully submitted,

s/ Katharine J. Shaw

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Date: September 13, 2019

CERTIFICATE OF COMPLIANCE

Pursuant to Federal Rule of Appellate Procedure 27(d)(2), I hereby certify that this motion contains 266 words of proportionally spaced, 14 point type and the word processing system used was Microsoft Word 2016.

s/ Katharine J. Shaw
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Date: September 13, 2019

CERTIFICATE OF SERVICE

I hereby certify that on September 13, 2019, I electronically filed the foregoing document with the Clerk of the Court for the United States Court of Appeals for the Sixth Circuit by using the appellate CM/ECF system. I further certify that the foregoing document was served on all those parties or their counsel of record through the CM/ECF system.

s/ Katharine J. Shaw

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